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OFFICE OF PETITIONS

In re Application of
Glenn, James L.
Application No. 10/825,492
Filed: April 15, 2004
Attorney Docket No. WDI8829US

ON PETITION

This is a decision on the petition under 37 CFR 1.181, filed July 19, 2007, requesting the withdrawal of the holding of abandonment in the above-identified application and has been so treated.

The petition to withdraw the holding of abandonment is **GRANTED**.

The above-identified application was held abandoned for failure to timely reply to the non-final Office action mailed September 19, 2006, which set a shortened statutory period for reply of three (3) months. A reply was due on or before December 19, 2006. A Notice of Abandonment was mailed on April 3, 2007.

Petitioner states that the reply was in fact timely filed. To support this assertion, petitioner has supplied a copy of the previously mailed correspondence, which bears a certificate of mailing date of March 19, 2006. The amendment includes authorization to charge any extension of time fee necessary.

In view of the above, the holding of abandonment is hereby withdrawn and the application restored to pending status.

A petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 does not require a fee and none has been charged. However, the \$510.00 three-month extension of time required with the previously submitted amendment will be charged.

This matter is being referred to Technology Center AU 3781 for further examination on the merits.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3206.

Liana Walsh
Petitions Examiner
Office of Petitions